IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(C).No. 33801 of 2006(Y)

PETITIONER:

BINET C.S., D/O.SEBASTIAN,
CHOLAMKARIYIL HOUSE, AREEKAMALA P.O.,
ERUVASSY, KANNUR DISTRICT.

BY ADV. SRI.H.BADARUDDIN
SRI.C.A.JOSEPH

RESPONDENTS:

1.THE CHIEF REGISTRAR OF BIRTH & DEATHS,
THIRUVANANTHAPURAM.

2.THE SECRETARY,
ERUVESSY GRAMA PANCHAYATH,
AREEKAMALA P.O., TALIPARAMBA TALUK,
KANNUR DISTRICT.

R1 BY GOVT. PLEADER MR.MATHEW G.VADAKKEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2006,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

- -

W.P.(C)No.33801 of 2006

- -

Dated: 19th December, 2006

JUDGMENT

The grievance of the petitioner is that the 2nd respondent who is also the Registrar of Births and Deaths in the Eruvessy Grama Panchayat is not entertaining an application for correction of date of birth. According to her, she was actually born on 3.5.1981 but unfortunately her date of birth is entered in the Register of Births and Deaths maintained by the 2nd respondent as 3.10.1980.

2. I do not propose to consider the genuineness of the petitioner's grievance. But if the petitioner files an application under the relevant Rule of the Kerala Registration of Births and Deaths Rules, 1999 read with Section 15 of the Registration of Births and Deaths Act, 1969, the same will be disposed of by the concerned respondent in accordance with law. Accordingly, this Writ Petition will stand disposed of in the following terms:

The petitioner is permitted to file a proper application seeking correction of her date of birth in the register maintained by the 2nd respondent and if the 2nd respondent receives such an application within seven days of the petitioner receiving a copy of this judgment,

the 2nd respondent will consider and dispose of that application in accordance with law at the earliest and at any rate within one month from the date of receipt of the application.

srd **PIUS C.KURIAKOSE, JUDGE**